

Express Mail Label No.: EV392153462US
 Date of Deposit: January 26, 2004

Attorney Docket No. 24299-502



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Duff *et al.*
 APPLICATION NUMBER: 09/247,874
 EXAMINER: Schnizer, Richard A.
 FILING DATE: February 10, 1999
 ART UNIT: 1635
 FOR: THERAPEUTICS AND DIAGNOSTICS BASED ON A NOVEL IL-1B
 MUTATION

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

REQUEST FOR CONTINUED EXAMINATION UNDER 37 CFR § 1.114

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application. Enclosed herein are the following:

- ☒ Submission Accompanying Request for Continued Examination (8 pages);
- ☒ Petition for Extension of Time (1 page, in duplicate);
- ☒ Corrected Sequence Listing (11 pages);
- ☒ Statement in Support of Computer Readable Form Submission (1 page);
- ☒ Computer Readable Form of Sequence Listing (diskette);
- ☒ Check No. 17937 in the amount of \$385.00 (RCE);
- ☒ Check No. 17938 in the amount of \$210.00 (Extension); and
- ☒ Return Postcard.

Pursuant to 35 USC §1.114, Applicants herein request continued examination of Application No. 09/247,874. Included with this request are the required elements of 1) a request (this document); 2) a submission; and 3) a fee. The submission provided herein is an Amendment. Such a submission is a proper submission in accordance with 37 CFR §1.114 (c). In addition, Applicants also include a corrected sequence listing, statement in support of computer readable form submission and computer readable form of sequence listing with this

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request. With such a timely filed request, submission, and fee, Applicants believe that the amendment should be entered and the finality of the Action should be withdrawn.

Applicants submit herewith a Petition for a Two-Month Extension of Time along with the required fee. With the extension, these documents are due on or before January 26, 2004. No additional fees are believed due. However, the Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24299-502. A duplicate copy of this Transmittal is enclosed.

Respectfully submitted,

for Janine M. Susan, Reg. No. 46,119
Ivor R. Elrifi, Reg. No. 39,529
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SUBMISSION ACCOMPANYING REQUEST FOR CONTINUED EXAMINATION

This paper is in response to the Advisory Action mailed October 15, 2003. A Notice of Appeal was filed on September 26, 2003, therefore this submission is due on or before January 26, 2004, with a two-month extension of time. The Commissioner is hereby authorized to charge any additional fees that may be due, or credit any overpayments of same, to Deposit Account No. 50-0311, reference 24299-502.